

COUNTY COUNCIL  
OF  
HARFORD COUNTY, MARYLAND

BILL NO. 92-20 (As Amended)

Introduced by Council President Wilson at the request of the County Executive  
Legislative Day No. 92-6 Date February 18, 1992

AN ACT to repeal and reenact with amendments, Subsection A of Section 146-5, Recovery of Response Costs of Article I, General Provisions of Chapter 146, Hazardous Materials, of the Harford County Code, as amended, ~~to provide for recovery of response costs by the Harford County Volunteer Fire and Ambulance Company amended; to allow certain volunteer groups to recover the costs they incur responding to a hazardous materials release from the person responsible for the release.~~

By the Council, February 18, 1992

Introduced, read first time, ordered posted and public hearing scheduled  
on: March 17, 1992  
at: 6:00 P.M.

By Order: Doris Poulsen, Secretary

**PUBLIC HEARING**

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on March 17, 1992, and concluded on, March 17, 1992

Doris Poulsen, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 Section 1. And Be It Enacted By The County Council of Harford  
2 County, Maryland that Subsection A of Section 146-5, Recovery of  
3 response costs, of Article I, General Provisions of Chapter 146,  
4 Hazardous Materials of the Harford County Code, as amended, be and  
5 it is hereby repealed and reenacted with amendments, all to read as  
6 follows:

7 146-5. Recovery of response costs.

8 A. Notwithstanding any other provision or rule of law,  
9 regardless of whether intentionally or negligently  
10 allowed and subject only to the defenses set forth in  
11 Subsection B of this section, a responsible person, as  
12 defined herein, shall pay to the County all costs of  
13 response action incurred by the ~~HCEOD[:]~~ OR THE VOLUNTEER  
14 ~~FIRE AND HCEOD~~, ALL COSTS OF RESPONSE ACTION INCURRED BY  
15 A VOLUNTEER FIRE AND AMBULANCE COMPANY, AND ALL COSTS OF  
16 RESPONSE ACTION INCURRED BY A VOLUNTEER AMBULANCE  
17 COMPANY:

18 (1) [Amount.] In an action to recover response costs,  
19 the county may include operational, administrative,  
20 personnel, payroll and legal costs incurred from  
21 its initial response action up to the time that it  
22 recovers its costs. The amount attributable to  
23 administrative and legal costs shall be [fifteen  
24 percent (15%)] 15% of the amount paid for the  
25 response action or the actual costs, whichever is  
26 greater.

27 (2) The authority shall have the authority to

1                   promulgate rules and regulations which set forth  
2                   the rates to be charged for response costs under  
3                   this section.

4   Section 2.       And Be It Further Enacted that this Act shall take  
5   effect sixty (60) calendar days from the date it becomes law.

EFFECTIVE: June 29, 1992

BY THE COUNCIL

BILL NO. 92-20 As Amended

Read the third time.

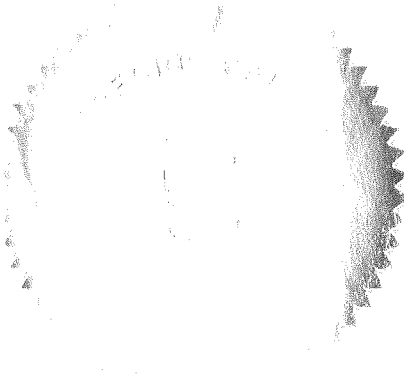
Passed: LSD 92-12 (April 21, 1992)

Failed of Passage: \_\_\_\_\_

By Order

Doris Poulsen, Secretary

Sealed with the County Seal and presented to the County Executive  
for her approval this 22nd day of April,  
1992 at 3:00 o'clock P.M.



Doris Poulsen, Secretary

BY THE EXECUTIVE

Lillian M. Redmann  
COUNTY EXECUTIVE

APPROVED:

Date April 28, 1992

BY THE COUNCIL

This Bill, (No. 92-20 As Amended), having been approved by the  
County Executive and returned to the Council, becomes law on April 28,  
1992.

Doris Poulsen, Secretary

EFFECTIVE DATE: June 29, 1992